

RESOLUTION NO. 20071206-027

WHEREAS, the City Council of the City of Austin has found that public necessity requires the City of Austin to acquire certain real property interests for public purposes as set out below; and

WHEREAS, the City of Austin has attempted to purchase those needed real property interests but has been unable to agree with the owner on the fair market value thereof; **NOW, THEREFORE**,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Attorney, or other authorized designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain on behalf of the City of Austin against the owner now having, or who may acquire, an interest in the real property interests needed by the City, described and located below, for the public purposes set out below, and to take whatever other action may be deemed appropriate to economically effect the needed acquisitions.

The City Attorney, or other authorized designee, shall file eminent domain proceedings for:

Owner: Realty Associates Fund V, LP

Project: Govalle 1 – South 2nd Street Reroute, Phase I, Wastewater Improvement Project, a part of the Austin Clean Water Program

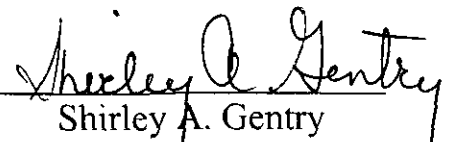
Intended Purpose: the permanent wastewater line easement described in the attached Exhibit "A" is necessary to install, operate, maintain, repair, replace, and upgrade permanent wastewater lines and appurtenances thereto, in order to increase and improve the City's ability to provide sanitary sewer services to the public, to prevent leakage from wastewater lines to protect public health and safety, and to comply with a federal mandate; and

the temporary working space easement described in the attached Exhibit "B" is necessary to install the wastewater lines and appurtenances thereto in the wastewater line easement described in the attached Exhibit "A."

Location: 811 Barton Springs Road, Austin, Texas

Property: Described in the attached and incorporated Exhibits A and B.

ADOPTED: December 6, 2007

ATTEST: 
Shirley A. Gentry
City Clerk



MACIAS & ASSOCIATES, L.P.
LAND SURVEYORS

THE REALTY ASSOCIATES
FUND V, L.P.
TO
CITY OF AUSTIN
(WASTEWATER EASEMENT)
January 8, 2007

DESCRIPTION FOR PARCEL 5118.02WE

DESCRIPTION OF A 0.084 ACRE (3,658 SQUARE FOOT) TRACT OF LAND OUT OF THE ISAAC DECKER LEAGUE, SURVEY NO. 20, ABSTRACT NO. 8, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, AND ALSO BEING OUT OF A 1.6629 ACRE TRACT DESCRIBED IN A SPECIAL WARRANTY DEED EXECUTED SEPTEMBER 7, 1999 TO THE REALTY ASSOCIATES FUND V, L.P., RECORDED IN DOCUMENT NO. 1999102268, OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, SAID 0.084 ACRE (3,658 SQUARE FOOT) TRACT AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING for reference at a 5/8" iron rod found at the intersection of the south right-of-way line of Barton Springs Road, a 100-foot wide right-of-way, with the east right-of-way line of Bouldin Avenue, a 60-foot wide right-of-way, at the northwest corner of said 1.6629 acre tract:

THENCE, S 27° 24' 03" W, with the east right-of-way line of Bouldin Avenue and the west line of said 1.6629 acre tract, a distance of 220.96 feet to a 60d nail set having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet, Combined Scale Factor 1.00010) values of N=10,067,328.03, E=3,110,915.13, for the northwest corner and the **POINT OF BEGINNING** of this tract;

THENCE, across said 1.6629 acre tract, the following two (2) courses

- 1) S 62°59'23" E, a distance of 170.29 feet to a 60d nail set for the northeast corner of this tract.
- 2) S 27°48'08" W, a distance of 32.74 feet to a 60d nail set on the south line of said 1.6629 acre tract and on the north line of Lot 2, Block A, The Crescent on Bouldin Creek, a subdivision recorded in Document No. 200500141, Official Public Records of Travis County, Texas, for the southeast corner of this tract, from said point, a 5/8" iron rod found at the southeast corner of said 1.6629 acre tract and at an angle point on the north line of said Lot 2, bears S 62°35'28" E, 86.81 feet;

THENCE, N 62°35'28" W, with the south line of said 1.6629 acre tract and the north line of said Lot 2, a distance of 20.00 feet to a 1/2" iron rod found at the northwest corner of said Lot 2 and at the northeast corner of a 0.34 acre tract described in a deed to The Bouldin Avenue Church of Christ, recorded in Volume 748, Page 630, Deed Records of Travis County, Texas, for a corner of this tract;

THENCE, across said 1.6629 acre tract, the following two (2) courses.

- 1) N 27°48'08" E, a distance of 12.60 feet to a 60d nail set for an interior corner of this tract,
- 2) N 62°59'23" W, a distance of 150.15 feet to a 60d nail set on the east right-of-way line of Bouldin Avenue and on the west line of said 1.6629 acre tract, for the southwest corner of this tract, from said point, a 1/2" iron pipe found at the southwest corner of said 1.6629 acre tract and at the northwest corner of said 0.34 acre tract, bears S 27°24'03" W, 11.55 feet,

THENCE, N 27°24'03" E, with the east right-of-way line of Bouldin Avenue and the west line of said 1.6629 acre tract, a distance of 20.00 feet to the **POINT OF BEGINNING** and containing 0.084 acre (3,658 square feet) of land.

BEARING BASIS NOTE

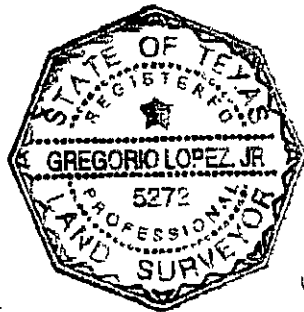
The bearings described herein are Texas State Plane Grid Bearings, (Central Zone, NAD83 (CORS) Combined Scale Factor 1.00010). Project control points were established from reference station "AUSTIN RRP2" having coordinate values of N=10,086,515.89, E=3,109,682.48 and "H-20-3001" (CB11) having coordinate values of N=10,061,108.04, E=3,109,304.63.

THE STATE OF TEXAS §
COUNTY OF TRAVIS §

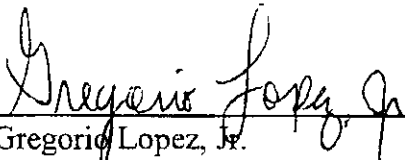
KNOW ALL MEN BY THESE PRESENTS.

That I, Gregorio Lopez, Jr., a Registered Professional Land Surveyor, do hereby state that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas, this the 10th day of January, 2007, A.D



Macias & Associates, Inc.
5410 South 1st Street
Austin, Texas 78745
512-442-7875



Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 – State of Texas

REFERENCES

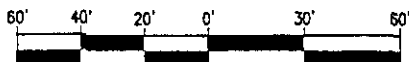
MAPSCO 2003 614D
Austin Grid No. MH-21
TCAD PARCEL ID NO. 01-0201-0314
MACIAS & ASSOCIATES, INC., PROJECT NO. 290-13-06

FIELD NOTES REVIEWED

By:  Date: 1/19/07

Austin Clean Water Program
Survey Coordinator

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



GRAPHIC SCALE

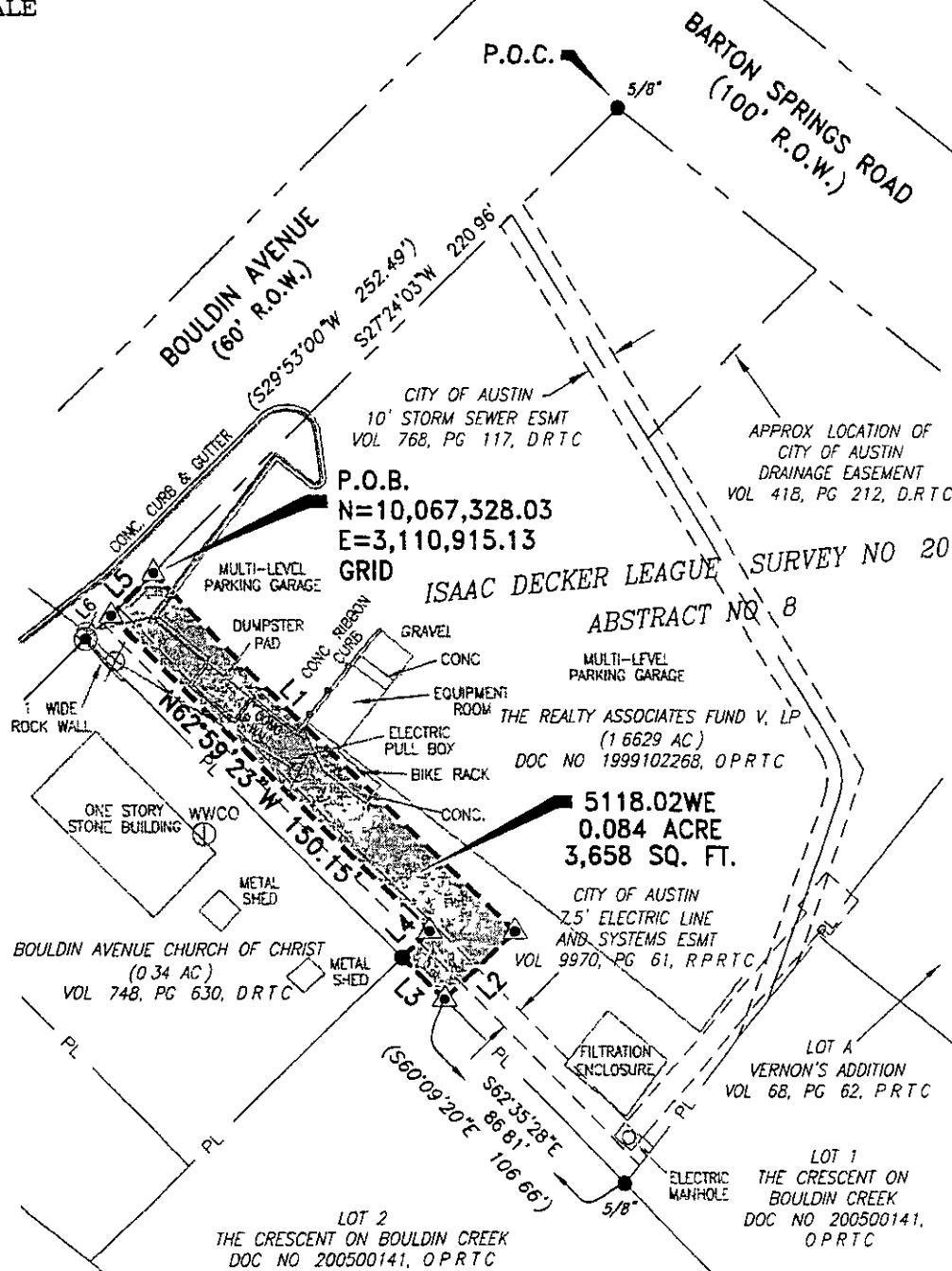
1"=60'

LINE TABLE

NUMBER	BEARING	DISTANCE
L1	S62°59'23"E	170.29'
L2	S27°48'08"W	32.74'
L3	N62°35'28"W	20.00'
L4	N27°48'08"E	12.60'
L5	N27°24'03"E	20.00'
L6	S27°24'03"W	11.55'

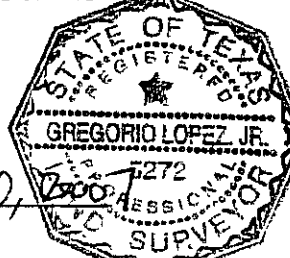
LEGEND

- 1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
- ⊙ 1/2" IRON PIPE FOUND (UNLESS OTHERWISE NOTED)
- ▲ 60D NAIL SET
- P.O.B. POINT OF BEGINNING
- R.O.W. RIGHT-OF-WAY
- PL — PROPERTY LINE
- P.U.E. PUBLIC UTILITY EASEMENT
- T.C.A.D. TRAVIS COUNTY APPRAISAL DISTRICT
- VOL., PG. VOLUME, PAGE
- D.R.T.C. DEED RECORDS OF TRAVIS COUNTY
- R.P.R.T.C. REAL PROPERTY RECORDS OF TRAVIS COUNTY
- O.P.R.T.C. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY
- () RECORD INFORMATION



BEARING BASIS:

THE COORDINATES AND BEARINGS SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM (CENTRAL ZONE, NAD83(CORS), COMBINED SCALE FACTOR = 1.00010). THE COORDINATES WERE ESTABLISHED BY GPS STATIC OBSERVATION FROM REFERENCE STATION "AUSTIN RRP2" HAVING COORDINATE VALUES OF N=10,086,515.89, E=3,109,682.48 AND "H-20-3001" (CB11) HAVING COORDINATE VALUES OF N=10,061,108.04, E=3,109,304.63 ALL DISTANCES SHOWN ARE SURFACE DISTANCES



Gregorio Lopez Jr.
 Date Jan. 10, 2007
 Gregorio Lopez, Jr.
 Registered Professional Land Surveyor
 No 5272 - State of Texas

DATE: 1-8-07
 DRAWN BY: ALM
 MAJ JOB NO: 290-13-05
 REFERENCE: FBS 469 & 472

J:\JOBS\BINKLEY-BARFIELD\S 2ND\2901305\DWG\5118.02WE.dwg
MACIAS & ASSOCIATES, INC.
 LAND SURVEYORS
 ★ ★ ★ ★ ★
 5410 SOUTH 1ST STREET
 AUSTIN, TEXAS 78745 PH (512)442-7875
 FAX (512)442-7876 EMAIL: MACIASURVEY@EARTHLINK.NET



MACIAS & ASSOCIATES, L.P.

LAND SURVEYORS

THE REALTY ASSOCIATES
FUND V, L.P.

TO
CITY OF AUSTIN
(TEMPORARY WORKING
SPACE EASEMENT)

June 14, 2007

DESCRIPTION FOR PARCEL 5118.02TWSE

DESCRIPTION OF A 0.102 ACRE (4,445 SQUARE FOOT) TRACT OF LAND OUT OF THE ISAAC DECKER LEAGUE, SURVEY NO. 20, ABSTRACT NO. 8, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, AND ALSO BEING OUT OF A 1.6629 ACRE TRACT DESCRIBED IN A SPECIAL WARRANTY DEED EXECUTED SEPTEMBER 7, 1999 TO THE REALTY ASSOCIATES FUND V, L.P., RECORDED IN DOCUMENT NO. 1999102268, OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS; SAID 0.102 ACRE (4,445 SQUARE FOOT) TRACT BEING DESCRIBED AS PART ONE CONTAINING 0.009 ACRE (375 SQUARE FEET), PART TWO CONTAINING 0.044 ACRE (1,923 SQUARE FEET) AND PART THREE CONTAINING 0.049 ACRE (2,147 SQUARE FEET) AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

Part 1

COMMENCING for reference at a 1/2" iron pipe found on the east right-of-way line of Bouldin Avenue, a 60-foot wide right-of-way, at the southwest corner of said 1.6629 acre tract and at the northwest corner of a 0.34 acre tract described in a deed to the Bouldin Avenue Church of Christ, recorded in Volume 748, Page 630. Deed Records of Travis County, Texas,

THENCE, S 62°35'28" E, with the south line of said 1.6629 acre tract and the north line of said 0.34 acre tract, a distance of 120.05 feet to a calculated point having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet, Combined Scale Factor 1.00010) values of N=10,067,244.76, E=3,111,007.18, for the southwest corner and the **POINT OF BEGINNING** of this tract,

THENCE, across said 1.6629 acre tract, the following three (3) courses:

- 1) N 27°28'34" E, a distance of 12.39 feet to a calculated point for the northwest corner of this tract,

Part 1 - 0.009 Acre (375 Square Feet)
Part 2 - 0.044 Acre (1,923 Square Feet)
Part 3 - 0.049 Acre (2,147 Square Feet)
Temporary Working Space Easement

5118.02TWSE

Exhibit "B"
Page 1 of 7

- 2) S 62°59'23" E, a distance of 30.07 feet to a 60d nail set for the northeast corner of this tract;
- 3) S 27°48'08" W, a distance of 12.60 feet to a 1/2" iron rod found on the south line of said 1.6629 acre tract, at the northeast corner of said 0.34 acre tract and at the northwest corner of Lot 2, Block A, The Crescent on Bouldin Creek, a subdivision recorded in Document No. 200500141, Official Public Records of Travis County, Texas, for the southeast corner of this tract, from said point, a 5/8" iron rod found at the southeast corner of said 1.6629 acre tract and at an angle point on the north line of said Lot 2, bears S 62°35'28" E, 106.81 feet,

THENCE, N 62°35'28" W, with the south line of said 1.6629 acre tract and the north line of said 0.34 acre tract, a distance of 30.00 feet to the **POINT OF BEGINNING** and containing 0.009 acre (375 square feet) of land.

Part 2

COMMENCING for reference at a 1/2" iron pipe found on the east right-of-way line of Bouldin Avenue, a 60-foot wide right-of-way, at the southwest corner of said 1.6629 acre tract and at the northwest corner of said 0.34 acre tract;

THENCE, S 62°35'28" E, with the south line of said 1.6629 acre tract and the north line of said 0.34 acre tract, a distance of 170.05 feet to a 60d nail set having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet, Combined Scale Factor 1.00010) values of N=10,067,221.74, E=3,111,051.56, for a corner and the **POINT OF BEGINNING** of this tract,

THENCE, across said 1.6629 acre tract, the following five (5) courses:

- 1) N 27°48'08" E, a distance of 32.74 feet to a 60d nail set for an interior corner of this tract,
- 2) N 62°59'23" W, a distance of 50.19 feet to a calculated point;
- 3) N 27°28'34" E, a distance of 7.10 feet to a calculated point for the northwest corner of this tract;
- 4) S 69°30'11" E, a distance of 80.88 feet to a calculated point for the northeast corner of this tract;
- 5) S 27°48'08" W, a distance of 49.22 feet to a calculated point on the south line of said 1.6629 acre tract and on the north line of Lot 2, Block A, The Crescent on Bouldin Creek, a subdivision recorded in Document No. 200500141, Official Public Records of Travis

Part 1 - 0.009 Acre (375 Square Feet)

5118 02TWSE

Part 2 - 0.044 Acre (1,923 Square Feet)

Part 3 - 0.049 Acre (2,147 Square Feet)

Temporary Working Space Easement

Exhibit "B"

Page 2 of 7

County, Texas, for the southeast corner of this tract, from said point, a 5/8" iron rod found at the southeast corner of said 1.6629 acre tract and at an angle point on the north line of said Lot 2, bears S 62°35'28" E, 56.81 feet;

THENCE, N 62°35'28" W, with the south line of said 1.6629 acre tract and the north line of said Lot 2, a distance of 30.00 feet to the **POINT OF BEGINNING** and containing 0.044 acre (1,923 square feet) of land.

Part 3

COMMENCING for reference at a rivet found in concrete on the south right-of-way line of Barton Springs Road, a 100-foot wide right-of-way, at the northeast corner of said 1.6629 acre tract and at the northwest corner of Lot 1, Block A, The Crescent on Bouldin Creek, a subdivision recorded in Document No. 200500141, Official Public Records of Travis County, Texas; said point also being the northeast corner of Lot A, Vernon's Addition, a subdivision recorded in Volume 68, Page 62, Plat Records of Travis County, Texas;

THENCE, N 69°21'12" W, with the south right-of-way line of Barton Springs Road, the north line of said 1.6629 acre tract and the north line of said Lot A, a distance of 11.18 feet to a calculated point having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet, Combined Scale Factor 1.00010) values of N=10,067,431.12, E=3,111,263.78, for the northeast corner and the **POINT OF BEGINNING** of this tract;

THENCE, across said 1.6629 acre tract and said Lot A, the following two (2) courses:

- 1) S 19°40'12" W, a distance of 156.05 feet to a calculated point;
- 2) S 09°28'25" W, a distance of 11.70 feet to a calculated point on the most easterly south line of said 1.6629 acre tract, on the south line of said Lot A and on the most westerly north line of said Lot 1, Block A of The Crescent on Bouldin Creek, for the southeast corner of this tract, from said point, a 1/2" iron pipe found at the most easterly southeast corner of said 1.6629 acre tract, at the southeast corner of said Lot A and at an interior corner of said Lot 1, bears S 69°23'24" E, 6.29 feet,

THENCE, N 69°23'24" W, with the most easterly south line of said 1.6629 acre tract, the south line of said Lot A and the most westerly north line of said Lot 1, a distance of 15.29 feet to a calculated point for the southwest corner of this tract, from said point, a 1/2" iron pipe found at an interior corner of said 1.6629 acre tract, at the southwest corner of said Lot A and at the most westerly northwest corner of said Lot 1, bears N 69°23'24" W, 28.41 feet;

Part 1 - 0.009 Acre (375 Square Feet)
Part 2 - 0.044 Acre (1,923 Square Feet)
Part 3 - 0.049 Acre (2,147 Square Feet)
Temporary Working Space Easement

5118 02TWSE

THENCE, across said 1.6629 acre tract and said Lot A, the following six (6) courses

- 1) N 09°28'25" E, a distance of 10.09 feet to a calculated point,
- 2) N 19°40'12" E, a distance of 54.24 feet to a calculated point,
- 3) S 69°23'54" E, a distance of 5.35 feet to a calculated point,
- 4) N 20°36'06" E, a distance of 63.07 feet to a calculated point;
- 5) N 69°23'54" W, a distance of 6.38 feet to a calculated point;
- 6) N 19°40'12" E, a distance of 40.33 feet to a calculated point on the south right-of-way line of Barton Springs Road, on the north line of said 1.6629 acre tract and on the north line of said Lot A, for the northwest corner of this tract, from said point, a 5/8" iron rod found at the northwest corner of said 1.6629 acre tract, bears N 69°21'12" W, 248.94 feet;

THENCE, S 69°21'12" E, with the south right-of-way line of Barton Springs Road, the north line of said 1.6629 acre tract and the north line of said Lot A, a distance of 15.00 feet to the **POINT OF BEGINNING** and containing 0.049 acre (2,147 square feet) of land.

BEARING BASIS NOTE

The bearings described herein are Texas State Plane Grid Bearings, (Central Zone, NAD83 (CORS) Combined Scale Factor 1.00010). Project control points were established from reference station "AUSTIN RRP2" having coordinate values of N=10,086,515.89, E=3,109,682.48 and "H-20-3001" (CB11) having coordinate values of N=10,061,108.04, E=3,109,304.63.

Part 1 - 0.009 Acre (375 Square Feet)
Part 2 - 0.044 Acre (1,923 Square Feet)
Part 3 - 0.049 Acre (2,147 Square Feet)
Temporary Working Space Easement

5118 02TWSE

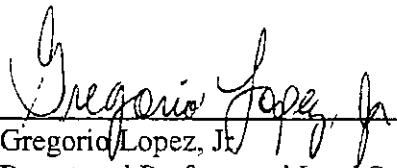
THE STATE OF TEXAS §
COUNTY OF TRAVIS §

KNOW ALL MEN BY THESE PRESENTS

That I, Gregorio Lopez, Jr., a Registered Professional Land Surveyor, do hereby state that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground under my direction and supervision

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas, this 14th day of June, 2007. A.D.

Macias & Associates, L.P.
5410 South 1st Street
Austin, Texas 78745
512-442-7875


Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 – State of Texas



REFERENCES

MAPSCO 2003 614D
Austin Grid No. MH-21
TCAD PARCEL ID NO. 01-0201-0314
MACIAS & ASSOCIATES, L.P., PROJECT NO. 290-22-07

FIELD NOTES REVIEWED

By: P. San Date: 6-15-07

Austin Clean Water Program
Survey Coordinator

Part 1 - 0.009 Acre (375 Square Feet)
Part 2 - 0.044 Acre (1,923 Square Feet)
Part 3 - 0.049 Acre (2,147 Square Feet)
Temporary Working Space Easement

5118 02TWSE

SKETCH ACCOMPANY LEGAL DESCRIPTION

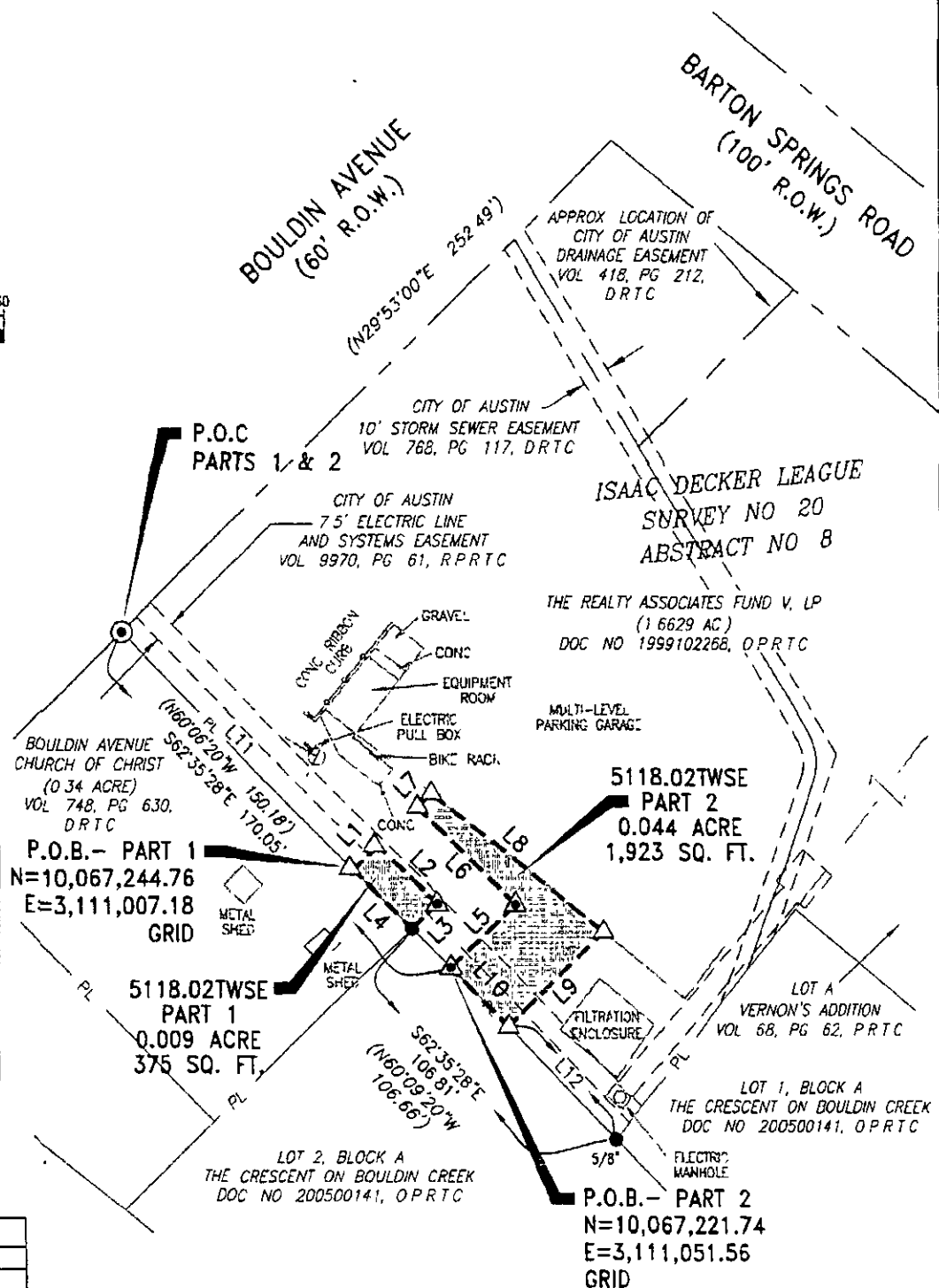


GRAPHIC SCALE

1"=60'

LEGEND

- 1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
- ⊙ 1/2" IRON PIPE FOUND
- △ 60D NAIL SET
- △ CALCULATED POINT
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- ROW RIGHT-OF-WAY
- PL— PROPERTY LINE
- DOC. NO. DOCUMENT NUMBER
- VOL., PG. VOLUME, PAGE
- D.R.T.C. DEED RECORDS OF TRAVIS COUNTY
- R.P.R.T.C. REAL PROPERTY RECORDS OF TRAVIS COUNTY
- O.P.R.T.C. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY
- () RECORD INFORMATION



LINE TABLE

NUMBER	BEARING	DISTANCE
L1	N27°28'34"E	12.39'
L2	S62°59'23"E	30.07'
L3	S27°48'08"W	12.60'
L4	N62°35'28"W	30.00'
L5	N27°48'08"E	32.74'
L6	N62°59'23"W	50.19'
L7	N27°28'34"E	7.10'
L8	S69°30'11"E	80.88'
L9	S27°48'08"W	49.22'
L10	N62°35'28"W	30.00'
L11	S62°35'28"E	120.05'
L12	S62°35'28"E	56.81'

DATE: 6-14-07
 DRAWN BY: ALM
 MAIL JOB NO: 290-22-07
 REFERENCE: FB 410 & 472

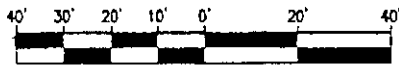
J:\JOBS\BINKLEY-BARFIELD\5 2ND\2502207\DWG\5118 02TWSE.dwg

MACIAS & ASSOCIATES, L.P.
 LAND SURVEYORS

5410 SOUTH 1ST STREET
 AUSTIN, TEXAS 78745 PH (512)442-7875
 FAX (512)442-7876 EMAIL: MACIASURVEY@EARTHLINK.NET

Exhibit "B"
 Page 6 of 7

SKETCH ACCOMPANY LEGAL DESCRIPTION

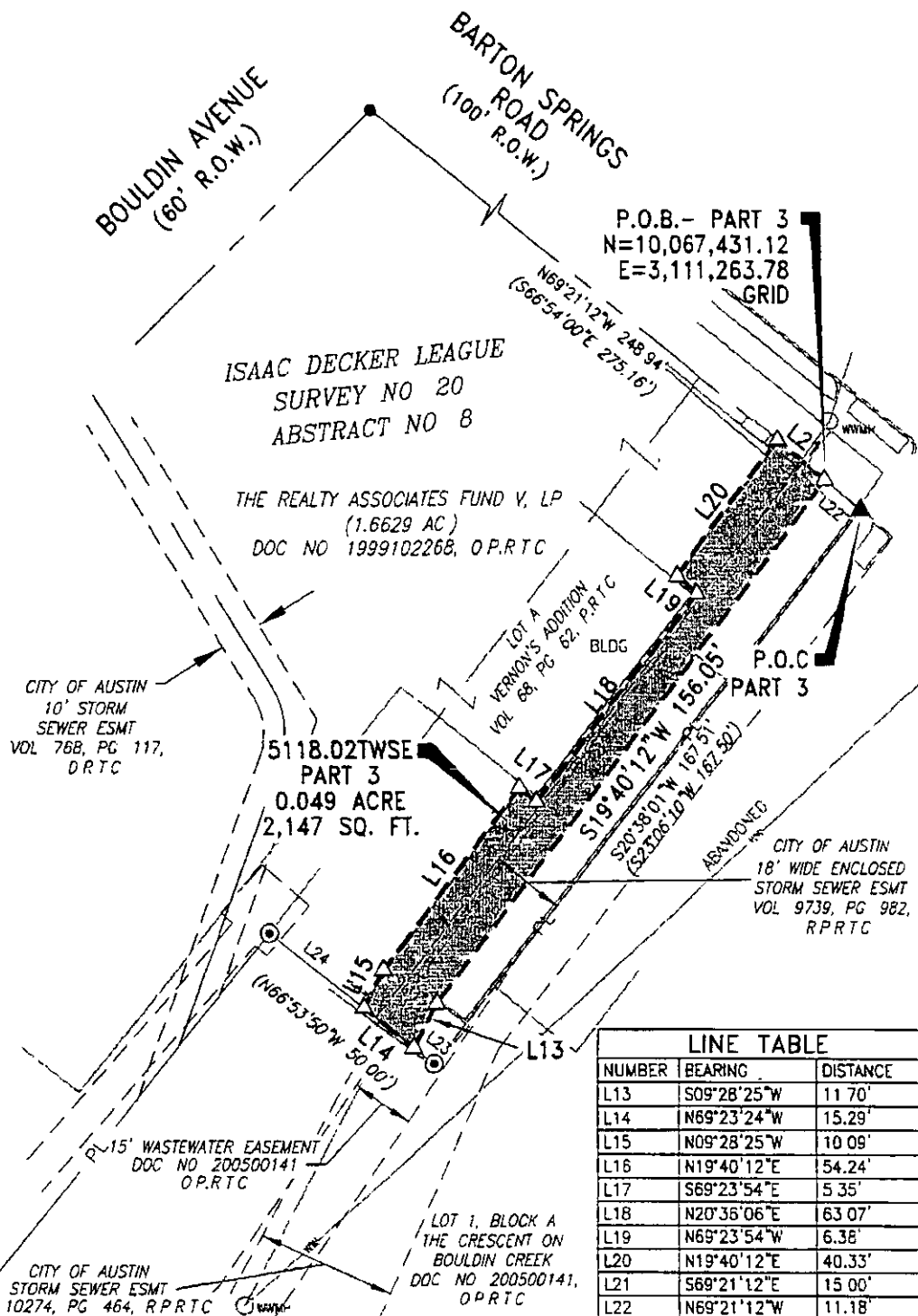


GRAPHIC SCALE

1"=40'

LEGEND

- 5/8" IRON ROD FOUND
- ⊙ 1/2" IRON PIPE FOUND
- ▲ RIVET FOUND IN CONCRETE
- △ CALCULATED POINT
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- R.O.W. RIGHT-OF-WAY
- PL— PROPERTY LINE
- DOC NO DOCUMENT NUMBER
- VOL, PG VOLUME, PAGE
- D.R.T.C. DEED RECORDS OF TRAVIS COUNTY
- R.P.R.T.C. REAL PROPERTY RECORDS OF TRAVIS COUNTY
- O.P.R.T.C. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY
- () RECORD INFORMATION



LINE TABLE		
NUMBER	BEARING	DISTANCE
L13	S09°28'25"W	11.70'
L14	N69°23'24"W	15.29'
L15	N09°28'25"W	10.09'
L16	N19°40'12"E	54.24'
L17	S69°23'54"E	5.35'
L18	N20°36'06"E	63.07'
L19	N69°23'54"W	6.38'
L20	N19°40'12"E	40.33'
L21	S69°21'12"E	15.00'
L22	N69°21'12"W	11.18'
L23	S69°23'24"E	6.29'
L24	N69°23'24"W	28.41'

BEARING BASIS:

THE COORDINATES AND BEARINGS SHOWN HEREON ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM (CENTRAL ZONE, NAD83(CORS), COMBINED SCALE FACTOR = 1.00010) THE COORDINATES WERE ESTABLISHED BY GPS STATIC OBSERVATION FROM REFERENCE STATION "AUSTIN RRP2" HAVING COORDINATE VALUES OF N=10,086,515.89, E=3,109,682.48 AND "H-20-3001" (CB11) HAVING COORDINATE VALUES OF N=10,061,108.04, E=3,109,304.63 ALL DISTANCES SHOWN ARE SURFACE DISTANCES.

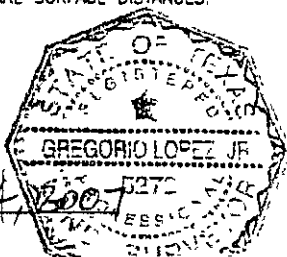


Exhibit "B"
Page 7 of 7

DATE: 6-14-07
DRAWN BY: ALM
MAJ JOB NO.: 290-22-07
REFERENCE: FB 410 & 472
J:\JOBS\BINKLEY-BARFIELD\S 2ND\2902207\DWG\5118 02TWSE PT3.dwg

MACIAS & ASSOCIATES, L.P.
LAND SURVEYORS
★ ★ ★ ★ ★ ★ ★
5410 SOUTH 1ST STREET
AUSTIN, TEXAS 78745 PH. (512)442-7875
FAX (512)442-7876 EMAIL: MACIASURVEY@EARTHLINK.NET

Gregorio Lopez Jr. June 14, 2007
Date
Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas